#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/531,357

Confirmation No.: 2071

**Applicant** 

Green et al.

Filed

April 14, 2005

Int. App. No. Int. Filing Date PCT/NZ2003/000229 October 15, 2003

Art Unit

1742

Examiner

Not yet assigned

For

PLANT ALPHA FARNESENE SYNTHASE AND

POLYNUCLEOTIDES ENCODING SAME

Docket No.

38-05

Customer No.

23713

## RESPONSE TO NOTIFICATION TO FILE MISSING REQUIREMENTS

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Notification to File Missing Requirements under 35 U.S.C. 371 mailed September 12, 2005, included herewith are:

Copy of 371 Formalities Letter (Notification to File Missing Requirements) **Executed Inventors' Declaration** Substitute Sequence Listing on Diskette Paper copy of Substitute Sequence Listing Sequence Statement

If the enclosed amount is incorrect, please charge any deficiency or credit any overpayment to Deposit Account No. 07-1969.

Respectfully submitted,

Heeja Yoo-Warren Reg. No. 45,495

GREENLEE, WINNER AND SULLIVAN, P.C.

5370 Manhattan Circle, Suite 201

Boulder, CO 80303

Telephone (303) 499-8080 Facsimile: (303) 499-8089 Email: winner@greenwin.com

Attorney Docket No.: 38-05 bmk: September 22, 2005

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as EXPRESS MAIL in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Systember 2005 Date

Express Mail Receipt No. EV 693 370 118 US

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UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO.

10/531,357 Sol Alexander Green 38.05

INTERNATIONAL APPLICATION NO.

23713 GREENLEE WINNER AND SULLIVAN P C 4875 PEARL EAST CIRCLE SUITE 200 BOULDER, CO 80301 PCT/NZ03/00229

I.A. FILING DATE PRIORITY DATE

10/15/2003 10/15/2002

CONFIRMATION NO. 2071
371 FORMALITIES LETTER
\*OC000000016990172\*

Date Mailed: 09/12/2005

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

SEP 1 \$ 2005

- Copy of the International Application filed on 04/14/2005
- Copy of the International Search Report filed on 04/14/2005
- Copy of IPE Report filed on 04/14/2005
- Copy of Annexes to the IPER filed on 04/14/2005
- Preliminary Amendments filed on 04/14/2005
- Biochemical Sequence Diskette filed on 04/14/2005
- U.S. Basic National Fees filed on 04/14/2005
- Priority Documents filed on 04/14/2005
- Specification filed on 04/14/2005
- Claims filed on 04/14/2005
- Abstracts filed on 04/14/2005
- Drawings filed on 04/14/2005

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Greenlee, Winner, Sullivan

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- A copy of the Sequence Listing in computer readable form has been submitted. However, the content of
  the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as
  indicated on the attached copy of the marked -up Raw Sequence Listing. Applicant must provide a
  substitute computer readable form (CRF) copy of the Sequence Listing and a statement that the content
  of the sequence listing information recorded in computer readable form is identical to the written (on paper
  or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR

ENT'D SEP 1 4 2005





1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

# ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

# For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 /
   703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/531,357	PCT/NZ03/00229	38-05

FORM PCT/DO/EO/905 (371 Formalities Notice)